

1 defense, he cannot do so. The Court considers only the claims raised
2 in the Complaint to determine whether there is federal jurisdiction
3 and does not take into account any federal defenses Defendant did or
4 could have raised. *Phillips Petroleum Co. v. Texaco, Inc.*, 415 U.S.
5 125, 127 (1974) (federal questions must be disclosed on the face of
6 the complaint as a defendant's reply is not a basis for federal
7 jurisdiction); *Moore-Thomas v. Alaska Airlines, Inc.*, 553 F.3d 1241,
8 1244 (9th Cir. 2009) (explaining federal law defense does not create
9 federal jurisdiction if the complaint on its face does not present
10 federal question).

11 Plaintiff's unlawful detainer action does not raise a federal
12 question. See 28 U.S.C. §§ 1332, 1441(b). Further, even assuming
13 that Plaintiff and Defendants are from different states, the amount in
14 controversy is only \$2,100, well below the \$75,000 minimum for
15 diversity cases. See 28 U.S.C. §§ 1332, 1441(b).


16 Because there is obviously no federal jurisdiction over this
17 case, removal is improper and it is, therefore, subject to remand. 28
18 U.S.C. § 1441(a); *Exxon Mobil Corp v. Allapattah Svcs., Inc.*, 545 U.S.
19 546, 563, 125 S. Ct. 2611, 162 L. Ed. 2d 502 (2005).

20 Accordingly, IT IS ORDERED that: (1) this matter be REMANDED to
21 the Superior Court of California, Los Angeles County, 6230 Sylmar
22 Avenue, Van Nuys, California, 91401, (2) the clerk send a certified
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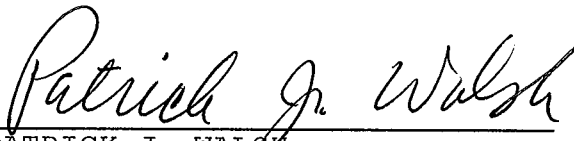
1 copy of this Order to the Superior Court, and (3) the Clerk serve
2 copies of this Order on the parties.

3 IT IS SO ORDERED.

4 DATED: September 29, 2015

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8 R. GARY KLAUSNER
9 UNITED STATES DISTRICT JUDGE
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13 Presented by:

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16 PATRICK J. WALSH
17 UNITED STATES MAGISTRATE JUDGE
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